



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

FEB - 5 2002

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY  
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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# 36

In re Application of :  
Irwin J. Griffith et al. :  
Serial No.: 08/737,904 : WITHDRAWAL OF ABANDONMENT  
Filed: November 20, 1996 :  
Attorney Docket No.: IMI-040CP3 (075.1 :  
U.S.) :

This is in response to applicants' petition under 37 CFR 1.181, filed September 27, 2001, requesting withdrawal of the holding of abandonment based on the filing of a timely response to the Office action mailed January 22, 2001.

A review of the file history shows that the examiner mailed an Office action (Notice to Comply With Sequence Rules) to applicant on January 22, 2001, setting a one month shortened statutory time period for reply. On August 8, 2001, the examiner mailed a Notice of Abandonment to applicant indicating no response to the Office action had been received.

Applicant states that a reply to the Office action, including a request for a one month extension of time and a check for \$110, was filed on March 22, 2001, as evidenced by the properly executed Certificate of Mailing on the reply. Applicant provides a copy of the submitted reply with the petition. A review of USPTO records reveals that the \$110 fee was processed on March 26, 2001 and the computer readable form of the sequence listing was entered into the USPTO computer database on November 5, 2001. In view of this evidence, applicant is considered to have submitted a timely reply.

Applicant's petition is **GRANTED**. The application is restored to pending status with the mailing of this decision and will be forwarded to the examiner for further consideration.

Should there be any questions with regard to this letter please contact Bruce Campell by letter addressed to the Director, Technology Center 1600, Washington, DC 20231, or by telephone at (703) 308-4205 or by facsimile transmission at (703) 746-5006.

Bruce Kisliuk  
Director, Technology Center 1600